

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTH DAY OF OCTOBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

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WRIT PETITION NO : 21580 of 2005

Between:

T. Jagan Naik, S/o. Devija Naik,
General Secretary of A.P. Tribal Committee,

MECON Engieering Consructions,

O/o. H.No.6-100/1, Nehru Nagar,
Hyderabad.

..... PETITIONER

AND

1. The Superintending of Police,
Vijayawada, Krishna District.
2. The Circle Inspector of Police,
Penuganchiprolu, Krishna District.
3. The Station House Officer,
Penuganchiprolu P.S., Penuganchiprolu,
Krishna District.

...RESPONDENTS

* * *

ORDER:

To declare the action of the respondents in not registering a case against the culprits as per the report dated 05.09.2005, as illegal and arbitrary, the present writ petition has been filed.

2. Police registered a case in crime No.80 of 1997 of Mellacheruvu police station against some of the persons on the complaint given by the Assistant Director, APSEB (Operations), Kodad, on the charge of theft of electricity. According to the complainant, the said case is false case, therefore, he requested the police to reinvestigate the matter.

3. It is not for the complainant to decide whether the case is a false case or not. It is for the Court to decide. No further orders are required to be passed in this writ petition. The writ petition is devoid of merits.

4. The writ petition is, accordingly, dismissed. No costs.

K.C.BHANU, J.

Date: 06th October 2005.

Note:

Issue CC by two days.

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BSB